

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

DALE DUPREE CASEY,

Defendant.

NO. CR20-0020-RAJ

ORDER VACATING TRIAL DATE

Having considered the record and the government's March 27, 2020, motion, and General Order 02-20 for the Western District of Washington, the Court FINDS that trial in this case cannot proceed on the currently scheduled date of April 27, 2020. For the solid reasons and justifications articulated in the government's motion, the ends of justice served by granting a continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(i), (iv).

While the Court is mindful of Defendant's Constitutional rights and the parties' right to a speedy trial, given the reality of the current situation related to the COVID-19 global pandemic, the Court has no ability to conduct a trial in this matter in light of the need for social distancing at this time.

IT IS THEREFORE ORDERED that the government's motion to vacate the trial date (Dkt. #31) is GRANTED.

The trial date of April 27, 2020, is hereby VACATED.

1 A status hearing is SCHEDULED for **June 26, 2020, at 11:00 a.m.** At that status
2 hearing, the Court will set a new trial date. Should circumstances change between the date
3 of this Order and the scheduled status hearing which would permit the Court to set an earlier
4 status hearing and/or trial date, the Court will do so.

5 IT IS FURTHER ORDERED that the time between the date of the filing of the
6 government's motion and the date of the status hearing, is excluded in computing the time
7 within which trial must commence because the ends of justice served by granting this
8 continuance outweigh the best interest of the public and the defendant in a speedy trial. 18
9 U.S.C. § 3161(h)(7)(A). Failure to grant this continuance would likely make trial impossible
10 and result in a miscarriage of justice, and would deny counsel for the defendant and counsel
11 for the government the reasonable time necessary for effective preparation, taking into
12 account the exercise of due diligence. *Id.* § (B)(i), (iv).

13 DATED this 8th day of April, 2020.

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16 The Honorable Richard A. Jones
17 United States District Judge
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